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6 Attorneys for Defendants County of
Siskiyou; Jeremiah LaRue and Jesus
Fernandez, in their official capacities
7 as members of the Siskiyou County
Sheriff's Department and in their individual
8 capacities; Brandon Criss, Ed Valenzuela,
Michael N. Kobseff, Nancy Ogren, and
9 Ray A. Haupt, in their official capacities
as members of the Siskiyou County Board
10 of Supervisors and in their individual
capacities; Edward Kiernan, in his official
11 capacity as County Counsel for Siskiyou
County and in his individual capacity;
12 and DOES 1-100.

13 UNITED STATES DISTRICT COURT

14 EASTERN DISTRICT OF CALIFORNIA

15 SACRAMENTO DIVISION

16 Dilevon Lo, Jerry Vang, Nathan Thao, Mao
Thao, Pao Lee, Antonio Lee, Koua Lee, Nhia
17 Thai Vang, Zeng Lee, Der Lee and Khue Cha

18 Plaintiffs,

19 vs.

20 County of Siskiyou; Jeremiah LaRue and
Jesus Fernandez, in their official capacities as
members of the Siskiyou County Sheriff's
21 Department and in their individual capacities;
and Brandon Criss, Ed Valenzuela, Michael
22 N. Kobseff, Nancy Ogren, and Ray A. Haupt,
in their official capacities as members of the
23 Siskiyou County Board of Supervisors and in
their individual capacities; Edward Kiernan,
24 in his official capacity as County Counsel for
Siskiyou County and in his individual
25 capacity; and DOES 1-100,

26 Defendants.
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Case No.: 2:21-cv-00999-KJM-DMC

**DEFENDANTS' OBJECTIONS TO THE
AFFIDAVIT OF ZENG LEE DATED
JULY 6, 2021 (CM/ECF NO. 27)**

Complaint Filed: June 4, 2021

First Amended Complaint Filed: July 15, 2021

Date: August 6, 2021

Time: 10:00 AM

**[FEES EXEMPT PURSUANT TO
GOVERNMENT CODE SECTION 6103]**

Defendants hereby submit their objections to the affidavit filed by Zeng Lee in support of Plaintiffs' original motion for TRO and preliminary injunction and the current motion for preliminary injunction.

Material Objected To:	Grounds for Objection:	Ruling on Objection:
Affidavit of Zeng Lee, July 6, 2021, ¶3 "I was born in Laos and at the age of two escaped with my parents to Thailand. My father was a soldier in the U.S. Secret Army and fled the persecution of the Pathet Lao."	Irrelevant. Prejudicial, confusing and misleading (FRE 403)	Sustained: _____ Overruled: _____
¶4 "I lived in the Nam Yao refugee camp in Thailand for nine years with my family. We were then moved to the Ban Vinae refugee camp."	Irrelevant. Prejudicial, confusing and misleading (FRE 403)	Sustained: _____ Overruled: _____
¶6 "I own the property I live on in Mt. Shasta Vista. I reside on my property with my wife, my 21 year old son, and 8 year old daughter. We have eight dogs, some pheasants, and prior to the water shortage had forty to fifty chickens. Many of my chickens and pheasants have died due to lack of water as shown in Exhibits B and C."	Lacks foundation. Irrelevant. Inadmissible opinion. (FRE 701)	Sustained: _____ Overruled: _____
¶7 "I have no well of my own and previously depended on the water trucks to bring water to my property. I use 250 gallons of water per week to survive. I allocate 20 gallons per day to my animals. We use the rest of the water for cooking. Both of my children, my wife, and I only bathe one time per week because there is not enough water left after caring for the animals and cooking to shower more."	Irrelevant. Prejudicial, confusing and misleading (FRE 403)	Sustained: _____ Overruled: _____
¶8 "Since the water truck ban, I have had friends who provided me with smalls amounts of water but told me they can only provide me water until the end of July. I do not have a plan	Irrelevant. Prejudicial, confusing and misleading (FRE 403)	Sustained: _____ Overruled: _____

1	for getting any water at all after that.”		
2	¶9	Irrelevant.	Sustained: _____
3	“I suffer from high blood pressure. I	Prejudicial, confusing and	Overruled: _____
4	am afraid of having a heat stroke or	misleading (FRE 403)	
5	heart attack due to lack of water, so I		
6	try to sit quietly.”		
7	¶10	Irrelevant.	Sustained: _____
8	“My family and I and our animals are	Prejudicial, confusing and	Overruled: _____
9	slowly dying and I fear that someday	misleading (FRE 403)	
10	people will find us dead due to lack of	Lacks foundation.	
11	water.”	Speculation.	
12	¶12	Lacks foundation.	Sustained: _____
13	“Attached as Exhibit B is a true and	Speculation.	Overruled: _____
14	correct photo of one of my chickens	Prejudicial, confusing and	
15	that died on my	misleading (FRE 403)	
16	property due to lack of water.”	Speculation.	
17		Inadmissible opinion. (FRE 701)	
18	¶13	Lacks foundation.	Sustained: _____
19	“Attached as Exhibit C is a true and	Speculation.	Overruled: _____
20	correct photo of my son, who also	Prejudicial, confusing and	
21	lives on my property, holding a	misleading (FRE 403)	
22	pheasant that died on our property due	Speculation.	
23	to lack of water.”	Inadmissible opinion. (FRE 701)	
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Dated: July 29, 2021

SPINELLI, DONALD & NOTT

By /s/ J. Scott Donald
J. SCOTT DONALD
Attorneys for Defendants